



The Commonwealth of Massachusetts

DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

NOTICE OF PUBLIC HEARING AND PROCEDURAL CONFERENCE

D.T.E. 04-113

February 24, 2005

Petition of Boston Edison Company d/b/a NSTAR Electric for approval of its 2004 Transition Cost Reconciliation Filing, pursuant to G.L. c.164, § 1A(a) and 220 C.M.R. § 11.03(4).

On December 7, 2004, pursuant to G.L. c.164, § 1A(a) and 220 C.M.R. § 11.03(4), Boston Edison Company d/b/a NSTAR Electric ("BECo") filed with the Department of Telecommunications and Energy ("Department") its 2004 reconciliation filing, which consists of the reconciliation of transition, transmission, standard offer service and default service costs and revenues, and proposed updated charges and tariffs. On December 29, 2004, the Department determined that further investigation was necessary and allowed the tariffs to take effect as of January 1, 2005, subject to reconciliation following the conclusion of its investigation. Boston Edison Company, D.T.E. 04-113.

In this phase of the proceeding, the Department will examine issues including, but not limited to, consistency of the updated charges and tariffs with the methods and provisions approved in Boston Edison Company, D.P.U./D.T.E. 96-23, D.T.E. 98-111 (1999), D.T.E. 99-107 (Phase II) (2000), D.T.E. 00-82 (Phase II) (2001), D.T.E. 01-78 (Phase II) (2002), D.T.E. 02-80A (Phase II) (2003), and D.T.E. 03-117-A (Phase II) (2004).

The Department will conduct a public hearing to receive comments on BECo's petition on **Tuesday, March 15, 2005** at 2:00 p.m. at the Department's offices, One South Station, 2nd Floor, Boston, Massachusetts. The public hearing will be immediately followed by a procedural conference. Any person interested in commenting on BECo's petition may appear at the public hearing or submit written comments to the Department not later than the close of business (5:00 p.m.) on **Friday, March 11, 2005**.

Any person interested in participating in this investigation must file a written petition for leave to intervene in this proceeding no later than the close of business (5:00 p.m.) on **Friday, March 11, 2005**. A petition to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03. Receipt by the Department – not mailing – constitutes filing and determines whether a petition is timely filed. A late-filed petition may be disallowed as untimely, unless good cause is shown for a waiver under 220 C.M.R. § 1.01(4). To be

allowed, a petition under 220 C.M.R. § 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10.

All written comments or petitions to intervene must be filed with the Department of Telecommunications and Energy, One South Station, Boston, Massachusetts 02110, as follows: (a) an original with Mary L. Cottrell, Secretary; (b) two (2) copies with Shaela McNulty Collins, Hearing Officer; and (c) two (2) copies with Mark Barrett, Rates and Revenue Requirements Division. In addition, one copy of all written comments or petitions to intervene must be sent to BECo's counsel, Robert N. Werlin, Esquire, Keegan, Werlin & Pabian, LLP, 265 Franklin Street, Boston, MA 02110-3113.

All written documents should also be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to dte.efiling@state.ma.us and to Shaela.Collins@state.ma.us; or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) the docket number of the proceeding (D.T.E. 04-113), (2) name of the person or company submitting the filing, and (3) a brief descriptive title of the document (e.g., Initial Comments or Petition to Intervene). The electronic filing should also include the name, title and phone number of a person to contact in the event of questions about the filing. Text responses should be created in either Corel WordPerfect, Microsoft Word, or as an Adobe-compatible PDF file. Data or spreadsheet responses should be compatible with Microsoft Excel. Documents submitted in electronic format will be posted on the Department's Website, <http://www.mass.gov/dte>.

Copies of BECo's filings are available for inspection at the Department's offices, One South Station, Boston, Massachusetts during business hours (Monday through Friday, 9:00 a.m. to 5:00 p.m.). Copies are also available for inspection at BECo's offices, 800 Boylston Street, Boston, Massachusetts 02199. Any person desiring further information regarding BECo's filings should contact Robert N. Werlin, Esquire, at (617) 951-1400. Any person desiring further information regarding this notice should contact Shaela McNulty Collins, Hearing Officer, Department of Telecommunications and Energy, at (617) 305-3500.